

CIVIL COVER SHEET

This civil cover sheet does not replace or supplement the filing and service of pleadings or other papers. The information on this form, approved in its original form by the Judicial Conference of the United States in September 1974, is required for the Clerk of Court to initiate the civil docket. Instructions are on the reverse of this form.

I. PLAINTIFF(S)  
IYO, Inc., a Delaware corporation

County of Residence of First Listed Plaintiff:  
Leave blank in cases where United States is plaintiff San Mateo County

Attorney or Pro Se Litigant Information (Firm Name, Address, and Telephone Number)  
Andrew D. Skale (SBN 211096)  
Mintz Levin Cohn Ferris Glovsky and Popeo, P.C.  
44 Montgomery Street, 36<sup>th</sup> Floor, San Francisco CA 94104  
Tel.: 415.432.6000

DEFENDANT(S)  
IO Products, Inc., OpenAI, Inc., OpenAI, LLC, Sam Altman, and Sir Jonathan Paul Ive

County of Residence of First Listed Defendant:  
Use ONLY in cases where United States is plaintiff.

Defendant's Attorney's Name and Contact Information (if known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

☐ U.S. Government Plaintiff

☒ Federal Question  
(U.S. Government Not a Party)

☐ U.S. Government Defendant

☐ Diversity

III. CAUSE OF ACTION

Cite the U.S. Statute under which you are filing: (Use jurisdictional statutes only for diversity)  
15 U.S.C. sections 1114, 1125(a)

Brief description of case: Trademark Infringement; Unfair Competition

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<div><input type="checkbox"/> 110 Insurance</div> <div><input type="checkbox"/> 120 Marine</div> <div><input type="checkbox"/> 130 Miller Act</div> <div><input type="checkbox"/> 140 Negotiable Instrument</div> <div><input type="checkbox"/> 150 Recovery of Overpayment &amp; Enforcement of Judgment</div> <div><input type="checkbox"/> 151 Medicare Act</div> <div><input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans)</div> <div><input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits</div> <div><input type="checkbox"/> 160 Stockholders' Suits</div> <div><input type="checkbox"/> 190 Other Contract</div> <div><input type="checkbox"/> 195 Contract Product Liability</div> <div><input type="checkbox"/> 196 Franchise</div>	<div><div>PERSONAL INJURY</div><div><input type="checkbox"/> 310 Airplane</div><div><input type="checkbox"/> 315 Airplane Product Liability</div><div><input type="checkbox"/> 320 Assault, Libel &amp; Slander</div><div><input type="checkbox"/> 330 Federal Employers' Liability</div><div><input type="checkbox"/> 340 Marine</div><div><input type="checkbox"/> 345 Marine Product Liability</div><div><input type="checkbox"/> 350 Motor Vehicle</div><div><input type="checkbox"/> 355 Motor Vehicle Product Liability</div><div><input type="checkbox"/> 360 Other Personal Injury</div><div><input type="checkbox"/> 362 Personal Injury -Medical Malpractice</div></div> <div><div>PERSONAL INJURY</div><div><input type="checkbox"/> 365 Personal Injury -Product Liability</div><div><input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability</div><div><input type="checkbox"/> 368 Asbestos Personal Injury Product Liability</div><div><div>PERSONAL PROPERTY</div><div><input type="checkbox"/> 370 Other Fraud</div><div><input type="checkbox"/> 371 Truth in Lending</div><div><input type="checkbox"/> 380 Other Personal Property Damage</div><div><input type="checkbox"/> 385 Property Damage Product Liability</div></div></div> <div><div>CIVIL RIGHTS</div><div><input type="checkbox"/> 440 Other Civil Rights</div><div><input type="checkbox"/> 441 Voting</div><div><input type="checkbox"/> 442 Employment</div><div><input type="checkbox"/> 443 Housing/ Accommodations</div><div><input type="checkbox"/> 445 Amer. w/Disabilities - Employment</div><div><input type="checkbox"/> 446 Amer. w/Disabilities -Other</div><div><input type="checkbox"/> 448 Education</div></div> <div><div>PRISONER PETITIONS</div><div><div>HABEAS CORPUS</div><div><input type="checkbox"/> 463 Alien Detainee</div><div><input type="checkbox"/> 510 Motions to Vacate Sentence</div><div><input type="checkbox"/> 530 General</div><div><input type="checkbox"/> 535 Death Penalty</div><div><div>OTHER</div><div><input type="checkbox"/> 540 Mandamus &amp; Other</div><div><input type="checkbox"/> 550 Civil Rights</div><div><input type="checkbox"/> 555 Prison Condition</div><div><input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement</div></div></div></div>	<div><input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC § 881</div> <div><input type="checkbox"/> 690 Other</div> <div><div>LABOR</div><div><input type="checkbox"/> 710 Fair Labor Standards Act</div><div><input type="checkbox"/> 720 Labor/Management Relations</div><div><input type="checkbox"/> 740 Railway Labor Act</div><div><input type="checkbox"/> 751 Family and Medical Leave Act</div><div><input type="checkbox"/> 790 Other Labor Litigation</div><div><input type="checkbox"/> 791 Employee Retirement Income Security Act</div><div><div>IMMIGRATION</div><div><input type="checkbox"/> 462 Naturalization Application</div><div><input type="checkbox"/> 465 Other Immigration Actions</div></div></div>	<div><input type="checkbox"/> 422 Appeal 28 USC 158</div> <div><input type="checkbox"/> 423 Withdrawal 28 USC § 157</div> <div><div>PROPERTY RIGHTS</div><div><input type="checkbox"/> 820 Copyrights</div><div><input type="checkbox"/> 830 Patent</div><div><input type="checkbox"/> 835 Patent – Abbreviated New Drug Application</div><div><input checked="" type="checkbox"/> 840 Trademark</div><div><input type="checkbox"/> 880 Defend Trade Secrets Act of 2016</div><div><div>SOCIAL SECURITY</div><div><input type="checkbox"/> 861 HIA (1395ff)</div><div><input type="checkbox"/> 862 Black Lung (923)</div><div><input type="checkbox"/> 863 DIWC/DIWW (405(g))</div><div><input type="checkbox"/> 864 SSID Title XVI</div><div><input type="checkbox"/> 865 RSI (405(g))</div></div><div><div>FEDERAL TAX SUITS</div><div><input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)</div><div><input type="checkbox"/> 871 IRS—Third Party 26 U.S.C. § 7609</div></div></div>	<div><input type="checkbox"/> 375 False Claims Act</div> <div><input type="checkbox"/> 376 Qui Tam (31 USC § 3729(a))</div> <div><input type="checkbox"/> 400 State Reapportionment</div> <div><input type="checkbox"/> 410 Antitrust</div> <div><input type="checkbox"/> 430 Banks and Banking</div> <div><input type="checkbox"/> 450 Commerce</div> <div><input type="checkbox"/> 460 Deportation</div> <div><input type="checkbox"/> 470 Racketeer Influenced &amp; Corrupt Organizations</div> <div><input type="checkbox"/> 480 Consumer Credit</div> <div><input type="checkbox"/> 485 Telephone Consumer Protection Act</div> <div><input type="checkbox"/> 490 Cable/Sat TV</div> <div><input type="checkbox"/> 850 Securities/Commodities/ Exchange</div> <div><input type="checkbox"/> 890 Other Statutory Actions</div> <div><input type="checkbox"/> 891 Agricultural Acts</div> <div><input type="checkbox"/> 893 Environmental Matters</div> <div><input type="checkbox"/> 895 Freedom of Information Act</div> <div><input type="checkbox"/> 896 Arbitration</div> <div><input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision</div> <div><input type="checkbox"/> 950 Constitutionality of State Statutes</div>

V. ORIGIN (Place an "X" in one Box Only)

☒ Original Proceeding

☐ Removed from State Court

☐ Remanded from Appellate Court

☐ Reinstated or Reopened

☐ Transferred from Another District

☐ Multidistrict Litigation—Transfer

☐ Multidistrict Litigation—Direct File

VI. FOR DIVERSITY CASES ONLY:

CITIZENSHIP OF PRINCIPAL PARTIES  
(Place an "X" in One Box for Plaintiff and One Box for Defendant)

Plaintiff Defendant

☐ Citizen of California

☐ Citizen of Another State

☐ Citizen or Subject of a Foreign Country

☐ Incorporated or Principal Place of Business In California

☐ Incorporated and Principal Place of Business In Another State

☐ Foreign Nation

VII. REQUESTED IN COMPLAINT

☒ Check if the complaint contains a jury demand.

☒ Check if the complaint contains a monetary demand. Amount: \$

☐ Check if the complaint seeks class action status under Fed. R. Civ. P. 23.

☐ Check if the complaint seeks a nationwide injunction or Administrative Procedure Act vacatur.

VIII. RELATED CASE(S) OR MDL CASE

Provide case name(s), number(s), and presiding judge(s).

IX. DIVISIONAL ASSIGNMENT pursuant to Civil Local Rule 3-2  
(Place an "X" in One Box Only)

☒ SAN FRANCISCO/OAKLAND

☐ SAN JOSE

☐ EUREKA-MCKINLEYVILLE